



Early Journal Content on JSTOR, Free to Anyone in the World

This article is one of nearly 500,000 scholarly works digitized and made freely available to everyone in the world by JSTOR.

Known as the Early Journal Content, this set of works include research articles, news, letters, and other writings published in more than 200 of the oldest leading academic journals. The works date from the mid-seventeenth to the early twentieth centuries.

We encourage people to read and share the Early Journal Content openly and to tell others that this resource exists. People may post this content online or redistribute in any way for non-commercial purposes.

Read more about Early Journal Content at <http://about.jstor.org/participate-jstor/individuals/early-journal-content>.

JSTOR is a digital library of academic journals, books, and primary source objects. JSTOR helps people discover, use, and build upon a wide range of content through a powerful research and teaching platform, and preserves this content for future generations. JSTOR is part of ITHAKA, a not-for-profit organization that also includes Ithaka S+R and Portico. For more information about JSTOR, please contact support@jstor.org.

narrow and specialized subject, the needs of the student are subordinated to the needs of the practitioner. The plan and the execution are well adapted to the purpose in view. Constitutions, the necessary subject matter of the discussion, are adequately quoted. The citation of decisions is not intended to be exhaustive, as the foot-notes sometimes point out; but the citations are certainly numerous enough, covering no less than five thousand cases. The text does not present to an undue extent extracts from opinions, but states without much discussion the effect of the decisions. The result is a book of value to persons interested in the specialty of taxation; and even the reader who cares not at all for this specialty must find interest in the chapters on state taxation in interference with commerce, state taxation impairing contracts, and due process of law. The opening chapter on equality as "The Fundamental Thought in the Constitutional Law of Taxation" gives an unnecessarily unfavorable impression of the author's soundness; for throughout a number of pages it tends to indicate a belief that there is some unwritten constitutional higher law requiring equality, whereas the author in quite orthodox fashion believes, and ultimately expounds, that there is no such unwritten requirement, but that equality is obviously just and desirable, and that consequently constitutions and statutes must be so construed as to attain equality, if such construction be possible. E. W.

PRINCIPLES OF THE ENGLISH LAW OF CONTRACT AND OF AGENCY IN ITS RELATION TO CONTRACT. By William R. Anson. Eleventh English Edition. Second American Copyright Edition. By Ernest W. Huffcut. London and New York: Oxford University Press. 1906. pp. li, 462. 8vo.

The new edition of this popular book, as it appears after a lapse of eleven years since the previous edition, does not differ strikingly from its predecessor. The merit of the book consists rather in the clear statements of fundamental principles than in a large collection of authorities or a development of all the applications of these principles. The book seems still the best treatise of its size on the subject, but in a few matters the treatment is unsatisfactory, which is the more important because it has influenced American text writers and students. We may mention especially the treatment of mistake and similar matters, under the head of "Reality of Consent." The distinction, highly important in our law, between mistake which prevents mutual assent at law, and mistake which affords equitable ground for rescission of a contract good at law, is wholly confused. Again, the treatment of the topic of performance of contract under the head of "Discharge of Contract," is unfortunate. The notion that a contract when broken is discharged, and the obligation of a right of action substituted, is distinctly overworked, and the distinction between the plaintiff's only available remedy and his right thereby confused.

The notes of Dean Huffcut, if the limitations of space are considered, are to be commended. The American cases seem well selected, and the comments, though necessarily brief, are frequently suggestive. S. W.

THE LAW OF PASSENGER AND FREIGHT ELEVATORS. By J. A. Webb. Second and Revised Edition. St. Louis: The F. H. Thomas Law Book Co. 1905. pp. xviii, 375. 8vo.

Doubtless such a special book as this has its value to the practitioner who has to deal with a case which falls within its scope. It will save him many days of searching to have the cases bearing upon the subject collected and collated. There is little scope for generalization in making such a book. Negligence in the operation of elevators should be judged by the same standard as in other matters,—due care under the circumstances. The author, however, follows many courts in considering elevators as common carriers. This can hardly be; it is enough to say on that point that service could be refused in any particular case. *Seaver v. Bradley*, 179 Mass. 329.

DIE LEHRE DER RECHTSSOUVERÄNITÄT. By H. Krabbe. Groningen: Wolters. 1906. pp. vi, 254. 8vo.

England, according to Professor Krabbe, is the only country in which the power of the law and of the state have come to coincidence. The statement will appear to many open to considerable question, but is, after all, largely academic. So is in fact the whole volume of the Groningen jurist, who examines the doctrines relating to the sovereignty of the state in various countries and contexts. The value of the book is lessened by the absence of an index.

R. M. J.

A DIGEST OF THE LAW OF TRADE-MARKS AND UNFAIR TRADE. By Norman F. Hesselstine. Boston: Little, Brown, and Company. 1906. pp. xlviii, 378. 8vo.

A SELECTION OF CASES ON EVIDENCE, for the Use of Students of Law. Compiled and edited by John Henry Wigmore. Boston: Little, Brown, and Company. 1906. pp. xxvi, 822. 8vo.

THE LAW OF RAILROAD RATE REGULATION, with Special Reference to American Legislation. By Joseph Henry Beale, Jr., and Bruce Wyman. Boston: William J. Nagel. 1906. pp. lii, 1285. 8vo.

ACT OF STATE IN ENGLISH LAW. By W. Harrison Moore. London: John Murray. 1906. pp. xi, 178. 12mo.

LINCOLN THE LAWYER. By Frederick Trevor Hill. New York: The Century Co. 1906. pp. xviii, 332. 8vo.

ORGANIZED DEMOCRACY. By Albert Stickney. Boston and New York: Houghton, Mifflin & Co. 1906. pp. 268. 8vo.

PROBATE REPORTS ANNOTATED, containing Recent Cases of General Value decided in the Courts of the Several States on Points of Probate Law, with Notes and References. By Wm. Lawrence Clark. Volume X. New York: Baker, Voorhis and Co. 1906. pp. xxv, 709. 8vo.

THE DECLARATION OF INDEPENDENCE: ITS HISTORY. By John H. Hazelton. New York: Dodd, Mead & Co. 1906. pp. vii, 629. 8vo.

THE POWER TO REGULATE CORPORATIONS AND COMMERCE, a Discussion of the Existence, Basis, Nature, and Scope of the Common Law of the United States. By Frank Hendrick. New York and London: G. P. Putnam's Sons. 1906. pp. lxxii, 516. 8vo.

A MANUAL OF THE PRINCIPLES OF EQUITY. By John Indermaur. Sixth Edition by Charles Thwaites. London: Geo. Barber. 1906. pp. xxxii, 597. 8vo.

THE AUSTINIAN THEORY OF LAW, being an Edition of Lectures I, V, and VI of Austin's "Jurisprudence" and of Austin's "Essay on the Uses of the Study of Jurisprudence," with Critical Notes and Excursus. By Jethro Brown. London: John Murray. 1906. pp. xv, 378. 8vo.

FAHNENFLUCHT UND VERLETZUNG DER WEHRPFLICHT DURCH AUSWANDERUNG. Eine rechtswissenschaftliche und politische Studie zu den Deutsch-Amerikanischen Bancroftverträgen. Von Ludwig Bendix. Leipzig: Verlag von Duncker & Humblot. 1906. pp. xxx, 540. 8vo.

PRINCIPLES OF THE ENGLISH LAW OF CONTRACT, and of Agency in its Relation to Contract. By William R. Anson. Eleventh English Edition. Second American Edition, edited with American Notes, by Ernest W. Huffcut. Oxford University Press: New York and London. 1906. pp. li, 462. 8vo.

THE LAW OF INNKEEPERS AND HOTELS, including other Public Houses, Theatres, and Sleeping Cars. By Joseph Henry Beale, Jr. Boston: William J. Nagel. 1906. pp. xviii, 621. 8vo.

THE ELEMENTS OF JURISPRUDENCE. By Thomas Erskine Holland. Tenth Edition. Oxford University Press: New York and London. 1906. pp. xxv, 443.